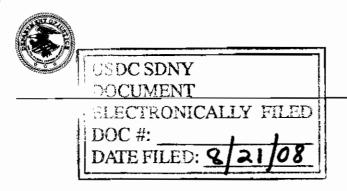
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U.S. Department of Justice



United States Attorney Southern District of New York

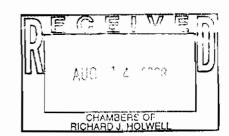
86 Chambers Street New York, New York 10007

August 13, 2008

By Hand

Honorable Richard J. Holwell United States District Judge United States Courthouse 500 Pearl Street, Room 1950 New York, New York 10007

> Joseph Dambrowski v. Barnhart 07 Civ. 3775 (RJH) (FM)



Dear Judge Holwell:

This Office represents the Commissioner of Social Security, defendant in the above-captioned action. Due to workload constraints, I do not anticipate that I will be able to file defendant's response to plaintiff's objections to the Report of Recommendation of Magistrate Judge Frank Maas, by the current due date, Friday, August 15, 2008. Therefore, with the consent of plaintiff, I respectfully request an extension of one business day to August 18, 2008, to file defendant's response.

This is defendant's first request for an extension of the time to respond to plaintiff's objections.

Thank you for considering this request.

Respectfully,

MICHAEL J. GARCIA United States Attorney

BY:

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cc: Josephine Gottesman, Esq. (by fax)